

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:
JERVIS, Eric

Serial No.: 10/582,975

Filed: June 15, 2006

For: CULTURED CELL AND METHOD FOR
APPARATUS FOR CELL CULTURE

) Group Art Unit: 1636

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) Confirmation No.: 8208

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) Examiner: James S. Ketter

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) Attorney Docket: 92132-10

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) PTO Customer No.: 22463

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
U.S.A.

PTO Customer No.: 22463
INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In accordance with the provisions of 37 CFR 1.56, Applicant hereby makes of record the references set out on the attached forms PTO/SB/08a (03-09).

All of the listed references were cited in a search report issued in respect of the corresponding European application No. 04802313.9, a copy of which is enclosed herewith. The listed non-English document, EP1174497 A, is cited in the search report as a Category A (technological background) document.

In accordance with CFR 1.97(e), I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign

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patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

While the information referred to in this Information Disclosure Statement may be material pursuant to 37 CFR §1.56(b), the filing of this Information Disclosure Statement is not intended to, pursuant to 37 CFR §1.97(h), constitute an admission that any patent, publication, or other information referred to is, or is considered to be, material to the patentability of this invention. No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103, and Applicant reserves the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish otherwise. Further, pursuant to 37 CFR §1.97(g), the filing of this Statement should not be construed as a statement that a search has been made or that no other material information exists.

This Information Disclosure Statement is being filed after the first official action but before the earlier of the mailing date of a final action under 37 CFR 1.113, a notice of allowance under 37 CFR 1.311, or any other action that closes prosecution of the application. Under 37 CFR 1.97(c), this Information Disclosure Statement is accompanied by either a certification as specified in paragraph (e) of 37 CFR 1.97 or the fee set forth in 37 CFR 1.17(p). Applicant therefore respectfully requests consideration of this Information Disclosure Statement under 37 CFR 1.97(c).

The Office has waived the requirement pursuant to 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC § 371 after June 30, 2003. Therefore, no copies of each cited U.S. patent and each cited U.S. patent application publication are enclosed,

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but the cited U.S. patents and the cited U.S. patent application publications are listed on PTO/SB/08a (03-09).

Respectfully submitted,

SMART & BIGGAR



Ronald D. Faggetter
Registration No. 33,345

SMART & BIGGAR
438 University Avenue
Suite 1500, Box 111
Toronto, Ontario
Canada M5G 2K8

Telephone: (416) 593-5514
Facsimile: (416) 591-1690

Enclosures
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